

United States District Court

FOR THE

DISTRICT OF

MASSACHUSETTS

Springfield Division

Nicholas J. McGrath

V.

Consolidated Rail Corporation

- and -

CSX Transportation Inc.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

05 - 30048 - MAP

TO: (Name and address of defendant)

Consolidated Rail Corporation
Two Commerce Square
2001 Market Street
Philadelphia, PA 19101

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

THOMAS J. JOYCE, III
HANNON & JOYCE
The Public Ledger Building - Ste. 1000
150 S. Independence Mall-West
Philadelphia, PA 19106-3323
(215) 446-4460
Attorney for Plaintiff

MICHAEL J. MCDEVITT
LAWSON & WEITZEN LLP
88 Black Falcon Avenue
Suite 345
Boston, MA 02210
(617) 439-4990
Local Counsel for Plaintiff

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

DATE

2/11/05

(BY) DEPUTY CLERK

RETURN OF SERVICE

| | |
|--|-----------------------|
| Service of the Summons and Complaint was made by me ¹ | DATE March 9, 2005 |
| NAME OF SERVER (PRINT) Anthony Feaster | TITLE Courier |

Check one box below to indicate appropriate method of service

- ☒ Served personally upon the defendant. Place where served: Consolidated Rail Corporation,
2001 Market Street, 29th Flr. Phila, PA 19101 Served: B. D'Zuro
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____
- ☐ Other (specify): _____

STATEMENT OF SERVICE FEES

| | | |
|--------|----------|-------|
| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

Date

3-9-05

Signature of Server

1307 Vine Street

Philadelphia, PA 19107

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.